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B. Webb
8/6/03
(NE)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
RESPONSE TO THE JULY 11, 2003 OFFICE ACTION

MAIL STOP AF

APPLICANTS: Brand et al. CONFIRMATION NO.: 5055
SERIAL NO.: 09/763,387 GROUP ART UNIT: 3762
FILED: April 18, 2001 EXAMINER: F. Oropeza
TITLE: "PACEMAKER HOUSING WITH LEAD CONNECTION ASSEMBLY"

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

S I R:

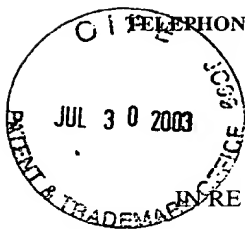
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TECHNOLOGY CENTER

Applicants and their counsel have carefully reviewed the Office Action, dated July 11, 2003, but believe the claims in their present form are patentable over the teachings of the references relied upon by the Examiner. Reconsideration of the application in view of the following arguments in support of patentability is therefore respectfully requested.

REMARKS

In the July 11, 2003 Office Action, claims 7 and 10 were rejected under 35 U.S.C. §102(b) as being anticipated by Schiff. The Examiner stated the Schiff reference discloses a metal sleeve 48, which the Examiner is interpreting as corresponding to the metallic tubular member of claim 7, and this sleeve is disposed in a housing 30 containing a plurality of interior components to make electrical contact with the plug 18. In response to Applicants' previous arguments that the Schiff reference does not disclose the claimed element of a metallic housing having a first wall with a first opening therein and a second wall with a second opening therein to which the metallic tubular member is attached, the Examiner stated that

3762



TELEPHONE (312) 258-5500

SCHIFF HARDIN & WAITE

PATENT DEPARTMENT

6600 SEARS TOWER

233 SOUTH WACKER DRIVE

CHICAGO, ILLINOIS 60606

MORE APPLICATION OF:

Paul BRAND et al.

GROUP ART UNIT: 3762

SERIAL NO.:

09/763,387

EXAMINER: F. P Oropeza

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TITLE:

"PACEMAKER HOUSING WITH LEAD CONNECTION ASSEMBLY"
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P.O. Box 1450

Arlington, VA 22313-1450

SIR:

Transmitted herewith is an amendment in the above-identified application.

☒ No additional fee is required.

The fee has been calculated as shown below.

CLAIMS AS AMENDED						
	(2) CLAIMS REMAINING AFTER AMENDMENT		(4) HIGHEST NO. PREVIOUSLY PAID FOR	(5) PRESENT EXTRA	(6) RATE	(7) ADDITIONAL FEE
TOTAL CLAIMS	*11	MINUS	**20	X	() X 9.00 () X 18.00	00
INDEP. CLAIMS	*1	MINUS	3	X	() X 40.00 () X 84.00	
Application amended to contain any multiple dependent claims not previously paid for.				() YES () NO	() \$140.00 () \$280.00 ONE TIME	
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT						\$00

* If the entry in Column 2 is less than the entry in Column 4, write "0" in Column 5.

** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20 write "20" in this space.

- ☐ Applicants petition the Commissioner of Patents and Trademarks to extend this time for response to the Office Action dated for ____ months so that the period for response is extended to _____. A check in the amount of \$_____ is attached to cover the cost of the extension. Any deficiency or overpayment should be charged or credited to deposit account No. 501519. A duplicate copy of this sheet is enclosed.
- ☐ A check in the amount of \$_____ is attached.
- ☐ A check for \$_____ accompanying IDS under 37 CFR 1.97(c) is attached
- ☐ A check for \$_____ and Petition for Consideration of IDS under 37 CFR 1.97(d) is attached.
- ☒ The Director is hereby authorized to charge any additional fees which may be required, or to credit any overpayment to account No. 501519. A duplicate of this sheet is enclosed.
- When phoning re this application, please call (312) 258-5500.

SCHIFF HARDIN & WAITE (Customer Number: 26574)

Patent Department

BY Steven H. Noll (28,982)

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O BOX 1450 Arlington, VA 22313-1450 on July 28, 2003.

Steven H. Noll

NAME OF APPLICANT'S ATTORNEY

SIGNATURE

July 28, 2003

DATE